

ORIGINAL

OPEN MEETING



0000093714

**MEMORANDUM
RECEIVED**

Arizona Corporation Commission

DOCKETED

FEB 13 2009

TO: THE COMMISSION

2009 FEB 13 A 9:46

FROM: Utilities Division

AZ CORP COMMISSION
DOCKET CONTROL

DATE: February 13, 2009

DOCKETED BY	
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RE: IN THE MATTER OF THE NOTICE OF PROPOSED RULE AMENDMENT FOR FIXED UTILITY RULES ARIZONA ADMINISTRATIVE CODE R14-2-207, R14-2-208, R14-2-209, R14-2-506, AND R14-2-507 (DOCKET NOS. RE-00000C-08-0394 AND RT-00000J-08-0394)

Staff of the Utilities Division ("Staff") of the Arizona Corporation Commission ("Commission") is proposing amendments to Fixed Utilities Rules Arizona Administrative Code R14-2-207, R14-2-208, R14-2-209, R14-2-506, and R14-2-507 to update incorporations by reference to national codes and standards.

Specifically, the proposed amendments would:

1. Update references to the 1997 National Electrical Safety Code to the 2007 edition;
2. Update the reference to the 1995 ASME Code for Pressure Piping to the 2007 edition, which has a revised title;
3. Update the reference to the 1989 American National Standard for Electric Power Systems and Equipment-Voltage Ratings (60 Hertz) to the 2006 edition;
4. Update the reference to the 1995 American National Standard Code for Electricity Metering to the 2008 edition, which has a revised title;
5. Expressly identify the publishers of the incorporated by reference materials, to be consistent with Arizona Revised Statutes ("A.R.S.") § 41-1028 and the rules of the Secretary of State;
6. Update the mailing addresses and add website addresses for the publishers of the incorporated by reference materials;
7. Change the location where the incorporated by reference materials are on file, from the Office of the Secretary of State to the Commission, to be consistent with A.R.S. § 41-1028 and the rules of the Secretary of State; and
8. Make minor stylistic revisions to the affected subsections to make the subsections more clear, concise, and understandable.

THE COMMISSION

February 13, 2009

Page 2

Staff believes the proposed amendments will benefit the general public by maintaining the safe operation of electric and telephone utilities. Therefore, Staff recommends that the Commission direct Staff to file with the Office of the Secretary of State a Notice of Rulemaking Docket Opening and a Notice of Proposed Rulemaking, including the text of the rules as included in Exhibit A to the Draft Order attached hereto, for publication in the *Arizona Administrative Register* no later than April 17, 2009, and direct the Hearing Division to hold an oral proceeding to receive public comment on the Notice of Proposed Rulemaking on June 4, 2009, at 10:00 a.m. or as soon as practicable thereafter, at the Commission's offices in Phoenix, Arizona. Staff further recommends that the Commission establish additional procedural deadlines and requirements, as provided in the Draft order.



Ernest G. Johnson
Director
Utilities Division

EGJ:RLB:ihm\NS

ORIGINATOR: Richard Boyles

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BEFORE THE ARIZONA CORPORATION COMMISSION

KRISTIN K. MAYES
Chairman

GARY PIERCE
Commissioner

PAUL NEWMAN
Commissioner

SANDRA D. KENNEDY
Commissioner

BOB STUMP
Commissioner

IN THE MATTER OF THE NOTICE OF
PROPOSED RULE AMENDMENT FOR
FIXED UTILITY RULES R14-2-207, R14-2-
208, R14-2-209, R14-2-506, AND R14-2-507

DOCKET NOS. RE-00000C-08-0394
RT-00000J-08-0394

DECISION NO. _____

ORDER

Open Meeting
March 3 and 4, 2009
Phoenix, Arizona

BY THE COMMISSION:

On July 31, 2008, Staff of the Utilities Division ("Staff") of the Arizona Corporation Commission ("Commission") docketed a memorandum requesting to have a docket opened for purposes of amending Arizona Administrative Code ("A.A.C.") R14-2-207, R14-2-208, R14-2-506, and R14-2-507, of the Fixed Utilities Rules. As a result, this docket was opened.

On January 7, 2009, Staff docketed a memorandum requesting to have the caption for this docket revised to reflect that A.A.C. R14-2-209 would also be included in the rulemaking.

* * * * *

Having considered the entire record herein and being fully advised in the premises, the Commission finds, concludes, and orders that:

FINDINGS OF FACT

1. Staff is recommending amendments to A.A.C. R14-2-207, R14-2-208, R14-2-209, R14-2-506, and R14-2-507, of the Fixed Utilities Rules, related to electric utilities and telephone utilities.

2. Specifically, the recommended amendments would:

- 1 a. Update references to the 1997 National Electrical Safety Code to the 2007
2 edition;
- 3 b. Update the reference to the 1995 ASME Code for Pressure Piping to the 2007
4 edition, which has a revised title;
- 5 c. Update the reference to the 1989 American National Standard for Electric
6 Power Systems and Equipment-Voltage Ratings (60 Hertz) to the 2006 edition;
- 7 d. Update the reference to the 1995 American National Standard Code for
8 Electricity Metering to the 2008 edition, which has a revised title;
- 9 e. Expressly identify the publishers of the materials incorporated by reference, to
10 be consistent with Arizona Revised Statutes ("A.R.S.") § 41-1028 and the
11 rules of the Secretary of State;
- 12 f. Update the mailing addresses and add website addresses for the publishers of
13 the materials incorporated by reference;
- 14 g. Change the location where the materials incorporated by reference are on file,
15 from the Office of the Secretary of State to the Commission, to be consistent
16 with A.R.S. § 41-1028 and the rules of the Secretary of State; and
- 17 h. Make minor stylistic revisions to the affected subsections to make the
18 subsections more clear, concise, and understandable.

19 3. Staff believes the recommended amendments will benefit the general public by
20 maintaining the safe operation of electric and telephone utilities.

21 4. Staff has consulted with the Hearing Division regarding the recommended
22 amendments and the process and timeline for the rulemaking.

23 5. A.R.S. § 41-1028 allows an agency to incorporate by reference in its rules all or any
24 part of a code or standard of a nationally recognized organization or association if incorporation of
25 the text in the rules would be unduly cumbersome, expensive, or otherwise inexpedient. The
26 statute requires the reference to fully identify the incorporated matter by location, date, and
27 otherwise; to state that the rule does not include any later amendments or editions of the
28 incorporated matter; and to state where copies of the incorporated matter are available from the
agency issuing the rule and the organization or association originally issuing the matter. Further,
the statute provides that an agency may incorporate later amendments or editions of the

...

1 incorporated matter only after compliance with the rulemaking requirements of A.R.S. Title 41,
2 Chapter 6, the Administrative Procedure Act.

3 6. The rules of the Secretary of State require an incorporation by reference to include
4 the publisher's name and address, the date of publication, and a location where the item is
5 available if different from the publisher's location. (A.A.C. R1-1-414.) The rule also clarifies that
6 items incorporated by reference and filed with an agency's final rules prior to September 18, 2003,
7 remain on file at the Office of the Secretary of State, while items incorporated by reference
8 thereafter are to be kept on file with the agency issuing the rule. (*Id.*)

9 7. A.R.S. § 41-1057(2) exempts Commission rules from A.R.S. Title 41, Chapter 6,
10 Article 5, pertaining to review and approval of rulemakings by the Governor's Regulatory Review
11 Council, but requires the Commission to "adopt substantially similar rule review procedures,
12 including the preparation of an economic impact statement and a statement of the effect of the rule
13 on small business."

14 8. A.R.S. § 41-1044 requires the Attorney General to review rules that are exempt
15 pursuant to A.R.S. § 41-1057 as to form and whether the rules are clear, concise, and
16 understandable; within the power of the agency to make; within the enacted legislative standards;
17 and made in compliance with appropriate procedures.

18 9. Staff recommends that the Commission direct Staff to file with the Office of the
19 Secretary of State, for publication in the *Arizona Administrative Register* no later than April 17,
20 2009, (1) a Notice of Rulemaking Docket Opening and (2) a Notice of Proposed Rulemaking that
21 includes the text of the rules as included in Exhibit A, attached hereto and incorporated herein by
22 reference.

23 10. Staff recommends that the Commission direct the Hearing Division to hold an oral
24 proceeding to receive public comment on the Notice of Proposed Rulemaking on June 4, 2009, at
25 10:00 a.m. or as soon as practicable thereafter, in Hearing Room No. 1 at the Commission's offices
26 in Phoenix, Arizona.

27 11. Staff further recommends that interested persons be requested to provide initial
28 comments concerning the Notice of Proposed Rulemaking by filing written comments with the

1 Commission's Docket Control by May 18, 2009; be requested to provide comments in response to
 2 other interested persons' comments by filing written comments with the Commission's Docket
 3 Control by June 1, 2009; be permitted to file written comments through June 4, 2009; and be
 4 permitted to provide oral comments at the oral proceeding to be held on June 4, 2009.

5 12. Staff further recommends that the Commission establish additional procedural
 6 deadlines and requirements consistent with the Administrative Procedure Act and prior
 7 Commission rulemakings.

8 13. We find that it is appropriate to establish in this Order requirements regarding the
 9 contents of the Preamble to the Notice of Proposed Rulemaking; Staff's ensuring that misfiled
 10 comments are filed with the Commission's Docket Control; Staff's preparation and filing of an
 11 Economic, Small Business, and Consumer Impact Statement; and Staff's filing of summaries of
 12 interested persons' comments and Staff's responses thereto.

13 CONCLUSIONS OF LAW

14 1. Pursuant to Arizona Constitution, Article XV, § 3 and A.R.S. §§ 40-202, 40-203,
 15 40-321, 40-322, and 40-336, the Commission has jurisdiction to amend A.A.C. R14-2-207, R14-2-
 16 208, R14-2-209, R14-2-506, and R14-2-507 as reflected in Exhibit A.

17 2. Staff's recommendations made in Findings of Fact Nos. 9 through 12 are
 18 appropriate and should be followed.

19 ORDER

20 IT IS THEREFORE ORDERED that the Utilities Division shall prepare and file with the
 21 Office of the Secretary of State by March 27, 2009, for publication in the *Arizona Administrative*
 22 *Register* no later than April 17, 2009, (1) a Notice of Rulemaking Docket Opening and (2) a
 23 Notice of Proposed Rulemaking that includes the text of the rules as included in Exhibit A,
 24 attached hereto and incorporated herein by reference.

25 IT IS FURTHER ORDERED that the Hearing Division shall hold an oral proceeding to
 26 receive public comment on the Notice of Proposed Rulemaking on June 4, 2009, at 10:00 a.m. or
 27 as soon as practicable thereafter, in Hearing Room No. 1 at the Commission's offices in Phoenix,
 28 Arizona.

1 IT IS FURTHER ORDERED that interested persons are requested to provide initial
2 comments concerning the Notice of Proposed Rulemaking by filing written comments with the
3 Commission's Docket Control by May 18, 2009; are requested to provide comments in response to
4 other interested persons' comments by filing written comments with the Commission's Docket
5 Control by June 1, 2009; may file written comments on the Notice of Proposed Rulemaking with
6 the Commission's Docket Control through June 4, 2009; and/or may provide oral comments on the
7 Notice of Proposed Rulemaking at the oral proceeding to be held on June 4, 2009.

8 IT IS FURTHER ORDERED that the Utilities Division shall ensure that the Preamble to
9 the Notice of Proposed Rulemaking conforms to the requirements of A.R.S. § 41-1001(14) and
10 provides notice of the date, time, and location of the oral proceeding required herein.

11 IT IS FURTHER ORDERED that the Utilities Division shall ensure that the Preamble to
12 the Notice of Proposed Rulemaking states (1) that written comments on the Notice of Proposed
13 Rulemaking should include a reference to Docket Nos. RE-00000C-08-0394 et al.; (2) that written
14 comments should be filed with the Commission's Docket Control; (3) that initial written
15 comments are requested to be filed by May 18, 2009; (4) that written comments in response to
16 other interested persons' comments are requested to be filed by June 1, 2009; (5) that written
17 comments may be filed through June 4, 2009; and (6) that oral comments may be provided at the
18 oral proceeding to be held on June 4, 2009.

19 IT IS FURTHER ORDERED that the Utilities Division shall ensure that any written
20 comments submitted to the Utilities Division rather than the Commission's Docket Control are
21 promptly filed with the Commission's Docket Control.

22 IT IS FURTHER ORDERED that the Utilities Division shall, on or before April 17, 2009,
23 file with the Commission's Docket Control an Economic, Small Business, and Consumer Impact
24 Statement that addresses the economic impacts of the recommended changes to the rules as
25 included in Exhibit A and conforms to the requirements of A.R.S. § 41-1057(2).

26 IT IS FURTHER ORDERED that the Utilities Division shall, on or before June 2, 2009,
27 file with the Commission's Docket Control a document including (1) a summary of any initial
28 ...

1 written comments that were filed by interested persons between the effective date of this Decision
2 and May 18, 2009, and (2) the Utilities Division's response to those comments.

3 IT IS FURTHER ORDERED that the Utilities Division shall, no later than thirty days after
4 the oral proceeding in this matter, file with the Commission's Docket Control a document
5 including (1) a summary of any written comments that were filed by interested persons after
6 Staff's prior filing, (2) a summary of any oral comments provided at the oral proceeding in this
7 matter, and (3) the Utilities Division's response to the comments.

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1 IT IS FURTHER ORDERED that the Utilities Division shall, on or before June 19, 2008,
 2 file with the Commission's Docket Control either a revised Economic, Small Business, and
 3 Consumer Impact Statement or a memorandum explaining why no revision of the prior filed
 4 Economic, Small Business, and Consumer Impact Statement is necessary.

5 IT IS FURTHER ORDERED that this Decision shall become effective immediately.

6 **BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION**

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CHAIRMAN	COMMISSIONER	
COMMISSIONER	COMMISSIONER	COMMISSIONER

IN WITNESS WHEREOF, I, MICHAEL P. KEARNS, Interim Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2009.

 MICHAEL P. KEARNS
 INTERIM EXECUTIVE DIRECTOR

DISSENT: _____

DISSENT: _____

EGJ:RLB:lhm\NS

1 SERVICE LIST FOR:
2 DOCKET NOS. RE-00000C-08-0394 and RT-00000J-08-0394

3 Ajo Improvement Company	Navopache Electric Cooperative, Inc.
4 Post Office Drawer 9	1878 West White Mountain Boulevard
5 Ajo, Arizona 85321	Lakeside, Arizona 85929
6 APS Energy Services Company, Inc.	PDM Energy, LLC
7 400 East Van Buren Street	One North Central Avenue
8 Phoenix, Arizona 85004	Phoenix, Arizona 85004
9 Arizona Electric Power Cooperative, Inc.	Sempra Energy Solutions, LLC
10 Post Office Box 670	101 Ash Street
11 Benson, Arizona 85602	San Diego, California 92101
12 Arizona Public Service Company	Sulphur Springs Valley Electric Coop., Inc.
13 Post Office 53999 Station 9905	Post Office Box 820
14 Phoenix, Arizona 85072	Wilcox, Arizona 85644
15 Columbus Electric Cooperative, Inc.	Trico Electric Cooperative, Inc.
16 Post Office Box 631	Post Office Box 930
17 Deming, New Mexico 88031	Marana, Arizona 85653
18 Dixie-Escalante Rural Electric	Tucson Electric Power Company
19 Association, Inc.	Attn: David Couture
20 71 East Highway 56	Post Office Box 711, MS UE201
21 Beryl, Utah 84714-5197	Tucson, Arizona 85702
22 Duncan Valley Electric Cooperative, Inc.	UNS Electric, Inc.
23 Post Office Box 440	Attn: David Couture
24 Duncan, Arizona 85534	Post Office Box 711, MS UE201
25 Garkane Energy Cooperative, Inc.	Tucson, Arizona 85702
26 Post Office Box 465	Mr. Patrick Sherrill
27 Loa, Utah 84747	Accipiter Communications
28 Graham County Electric Cooperative, Inc.	2238 Lone Cactus Drive, Suite 100
Post Office Drawer B	Phoenix, Arizona 85027-2641
Pima, Arizona 85543	Mr. Jeff Handley
Mohave Electric Cooperative, Inc.	Manager, State Government Affairs
Post Office Box 1045	TDS Telecom
Bullhead City, Arizona 86430	10025 Investment Drive, Suite 200
Morenci Water and Electric Company	Knoxville, Tennessee 37932
Post Office Box 68	(Arizona Telephone, Southwestern
Morenci, Arizona 85540	Telephone)

1 Dr. Curt Huttzell, Ph.D.
2 Director, State Government Affairs
3 Frontier Communications Solutions
4 P.O. Box 708970
5 Sandy, Utah 84070
6 (Citizens Utilities Rural Company, Citizens
7 Communications Company of the White
8 Mountains and Navajo Communications
9 Company)
10 Mr. Steve Child
11 Midvale Telephone Exchange
12 Post Office Box 7
13 Midvale, Idaho 83645
14 Mr. Norm Curtright
15 Corporate Counsel
16 Qwest Corporation
17 20 East Thomas Road, 16th Floor
18 Phoenix, Arizona 85012
19 Valley Telephone Cooperative
20 725 East Maley
21 Wilcox, Arizona 85644-0970
22 (Copper Valley Telephone and Valley
23 Telephone Cooperative)
24 Ms. Brenda Crosby
25 Rio Virgin Telephone
26 Post Office Box 189
27 Estacada, Oregon 97023
28 Mr. Marc McLemore
South Central Utah Telephone
Post Office Box 555
Escalante, Utah 84726
Mr. John Hayes
General Manager
Table Top Telephone Company
600 North Second Avenue
Ajo, Arizona 85321
Mr. Jesse B. Tresler
Verizon California
112 S Lakeview Canyon Road – CA501GC
Thousand Oaks, California 91362-3811

360networks (USA) Inc.
867 Coal Creek Circle, Suite 160
Louisville, Colorado 80027

AboveNet Communications, Inc.
Attn: Tax Dept
360 Hamilton Ave., 7th Floor
White Plains, New York 10601

ACN Communication Services, Inc.
32991 Hamilton Court
Farmington, Michigan 48334

American Fiber Systems, Inc.
100 Meridian Centre, Suite 250
Rochester, New York 14618

Andiamo Telecom, LLC
10575 North 114th Street, Suite 103
Scottsdale, Arizona 85259

Arizona Dial Tone, Inc.
6115 South Kyrene Road, Suite 103
Tempe, Arizona 85283

AT&T Communications of the
Mountain States Inc.
Attn: Cindy Hardy
One AT&T Way, Room 28115E
Bedminster, New Jersey 07921

AZX Connect, LLC
Lewis and Roca
40 North Central Avenue
Phoenix Arizona 85004

Aztech Communications, LLC
6870 South Highway 95, Suite 451
Mohave Valley, Arizona 86440

Budget Phone, Inc.
Post Office Box 19360
Shreveport, Louisiana 71149

BullsEye Telecom, Inc.
25900 Greenfield Road, Suite 330
Oak Park, Michigan 48237

1	Cbeyond Communications, LLC	Cypress Communications
2	Mr. William Weber	Operating Company, Inc.
3	Vice President and Corporate Counsel	15 Piedmont Center, Suite 610
4	320 Interstate North Parkway, Suite 300	Atlanta, Georgia 30305
5	Atlanta, Georgia 30339	
6	CCG Communications, LLC	DIECA Communications, Inc
7	321 Walnut Street, Suite 170	7901 Lowry Boulevard, 2nd Floor
8	Newton, Massachusetts 02460	Denver, Colorado 80230
9	CenturyTel Solutions, LLC	DSLnet Communications, LLC
10	100 CenturyTel Drive	50 Barnes Park North, Suite 104
11	Monroe, Louisiana 71203	Wallingford, Connecticut 06492
12	CityNet Arizona, LLC	Electric Lightwave, LLC
13	709 Beechurst Avenue, Suite 14-A	1201 Northeast Lloyd Boulevard, Suite 500
14	Morgantown, West Virginia 26330	Portland, Oregon 97232
15	CM Tel (USA) LLC	Ernest Communications, Inc.
16	700 Wilshire Street, Suite 750	5275 Triangle Parkway, Suite 150
17	Los Angeles, California 90017	Norcross, Georgia 30092
18	Comcast Phone of Arizona, LLC	Eschelon Telecom of Arizona
19	Attn: Lisa Moglia	c/o Integra Telecom
20	One Comcast Center	6160 Golden Hills Drive
21	Philadelphia, Pennsylvania 19103	Golden Valley, Minnesota 55416
22	CommPartners, LLC	Frontier Communications of
23	3291 North Buffalo Drive, Suite 150	America, Inc.
24	Las Vegas, Nevada 89129	Post Office Box 708970
25	Comtel Telcom Assets LP	Sandy, Utah 84070-8970
26	dba Excel Telecommunications	Gila Local Exchange Carrier
27	Ms. Deena Falk	Box 5015
28	433 East Las Colinas Boulevard, Suite 1300	7065 West Allison Road
	Irving, Texas 75039	Chandler, Arizona 85226
	Comtel Telcom Assets LP	Global Connection Inc. of America
	dba VarTec Telecom	3957 Pleasantdale Road
	Ms. Deena Falk	Atlanta, Georgia 30340
	433 East Las Colinas Boulevard, Suite 1300	Global Crossing Local Services, Inc.
	Irving, Texas 75039	225 Kenneth Drive
	Cox Arizona Telcom, LLC	Rochester, New York 14623
	Mr. Mark DiNunzio	Global Crossing Telemanagement, Inc.
	1550 West Deer Valley Road	225 Kenneth Drive
	Phoenix, Arizona 85027	Rochester, New York 14623

1	Granite Telecommunications, LLC 100 Newport Avenue	Mohave Cooperative Services, Inc. Post Office Box 20037 Bullhead City, Arizona 86439
2	Quincy, Massachusetts 02171	
3	IDT America, Corporation	Mountain Telecommunications of AZ, Inc.
4	520 Broad Street	c/o Integra Telecom
5	Newark, New Jersey 07102	6160 Golden Hills Drive Golden Valley, Minnesota 55416
6	Integra Telecom, Inc	National Brands, Inc.
7	Mr. J. Jeffery Oxley, General Counsel	dba Sharenet Communications
8	1201 Northeast Lloyd Boulevard, Suite 500	4633 West Polk Street Phoenix, Arizona 85043
9	Portland, Oregon 97232	
10	lonex Communications North, Inc.	Navigator Telecommunications, LLC.
11	2300 Main Street, Suite 600	8525 Riverwood Park Drive
12	Kansas City, Missouri 64108	Post Office Box 13860 North Little Rock, Arkansas 72113-0860
13	KMC Data, LLC	Neutral Tandem-Arizona, LLC
14	5300 Oakbrook Parkway, Suite 330	1 South Wacker Drive, Suite 200
15	Norcross, Georgia 30093	Chicago, Illinois 60606
16	Level 3 Communications, LLC	New Access Communications, LLC
17	1025 Eldorado Boulevard	60 South 6 th Street, Suite 2535
18	Broomfield, Colorado 80021	Minneapolis, Minnesota 55402
19	Looking Glass Networks	New Edge Network, Inc.
20	Level 3 Communications, LLC	dba New Edge Networks
21	1025 Eldorado Boulevard	3000 Columbia House Boulevard
22	Broomfield, Colorado 80021	Vancouver, Washington 98661
23	Matrix Telecom, Inc.	NextG Networks of California,
24	7171 Forest Lane, Suite 700	2216 O'Toole Avenue
25	Dallas, Texas 75230	San Jose, California 95131
26	MCImetro Access Transmission Svcs., LLC	North County Communications
27	201 Spear Street, 9th Floor	Corporation of Arizona
28	San Francisco, California 94105	3802 Rosencrans, Suite 485
	McLeodUSA Telecom. Services, Inc.	San Diego, California 92110
	6400 C Street	
	Post Office Box 3177	NorthStar Telecom Inc.
	Cedar Rapids, Iowa 52406	Matt O'Flaherty, President
	Metropolitan Telecom. of AZ, Inc.	1101 Hills Road
	44 Wall Street, 6th Floor	Fremont, Nebraska 68025
	New York, New York 10005	

1	Orbitcom, Inc. 1701 North Louise Avenue Sioux Falls, South Dakota 57107	TCG Phoenix Attn: Ms. Cindy Hardy One AT&T Way, Room 2B115E Bedminster, New Jersey 07921
3	Pac-West Telecomm, Inc. 4210 Coronado Avenue Stockton, California 95204	Tel West Communications L.L.C. Post Office Box 94447 Seattle, Washington 98124
6	PNG Telecommunications, Inc. 100 Commercial Drive Fairfield, Ohio 45014	Telscape Communications, Inc. 606 East Huntington Drive Monrovia, California 91016
8	POPP Communications, Inc. 620 Mendelssohn Avenue North Golden Valley, Minnesota 55427	Time Warner Cable Information Services (Arizona), LLC 290 Harbor Drive Stamford, Connecticut 06902
10	QuantumShift Communications, Inc. dba vComm Solutions 12657 Alcosta Boulevard, Suite 418 San Ramon, California 94583	Trans National Communications International, Inc. 2 Charlesgate West Boston, Massachusetts 02215
13	Qwest Communications Company, LLC 1801 California Street, Room 650 Denver, Colorado 80202	Triplet Mountain Communications, Inc. Post Office Box 779 10 Telecom Lane Peridot, Arizona 85542
15	Rural Network Services, Inc. 123 West Main Street Post Office Box 167 Weiser, Idaho 83672	TW Telecom of Arizona, LLC 10475 Park Meadows Drive, Suite 400 Littleton, Colorado 80124
18	SBC Long Distance, LLC 1010 North St. Mary's, Room 1332 San Antonio, Texas 78215	UCN, Inc. 7730 South Union Park Avenue, Suite 500 Midvale, Utah 84047
21	Sprint Communications Company L.P. 6391 Sprint Parkway, MS: Z2400 Overland Park, Kansas 66251	Valley Connections, LLC Post Office Box 970 Wilcox, Arizona 85644
23	Syniverse Technologies, Inc. 8125 Highwoods Palm Way Tampa, Florida 33647-1776	Verizon Select Services, Inc. 1 Verizon Way, MC VC22E243 Basking Ridge, New Jersey 07920
25	Talk America Inc 2134 West Laburnum Avenue Richmond, Virginia 23227	Wholesale Carrier Service, Inc. 5471 North University Drive Coral Springs, Florida 33067
27		
28		

- 1 Wiltel Local Network, LLC
- Level 3 Communications
- 2 1025 Eldorado Boulevard
- Broomfield, Colorado 80021
- 3
- 4 WilTel Communications, LLC
- 1025 Eldorado Boulevard
- 5 Broomfield, Colorado 80021
- 6 XO Communications Services, Inc.
- 13865 Sunrise Valley Drive
- 7 Herndon, Virginia 20171
- 8
- Ymax Communications Corporation
- 9 Post Office Box 6785
- West Palm Beach, Florida 33405-6785
- 10
- Mr. Ernest G. Johnson
- Director, Utilities Division
- 12 Arizona Corporation Commission
- 1200 West Washington Street
- 13 Phoenix, Arizona 85007
- 14 Ms. Janice M. Alward
- Chief Counsel, Legal Division
- 15 Arizona Corporation Commission
- 1200 West Washington Street
- 16 Phoenix, Arizona 85007
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TITLE 14. PUBLIC SERVICE CORPORATIONS; CORPORATIONS AND

ASSOCIATIONS; SECURITIES REGULATION

CHAPTER 2. CORPORATION COMMISSION

FIXED UTILITIES

ARTICLE 2. ELECTRIC UTILITIES

Section

R14-2-207. Line Extensions

R14-2-208. Provision of Service

R14-2-209. Meter Reading

ARTICLE 5. TELEPHONE UTILITIES

Section

R14-2-506. Construction Agreement

R14-2-507. Provision of Service

ARTICLE 2. ELECTRIC UTILITIES

R14-2-207. Line Extensions

A. No change

1. No change
2. No change
3. No change
4. No change
5. No change
6. No change

B. No change

1. No change
 - a. No change
 - b. No change
 - c. No change
 - d. No change
 - e. No change
 - f. No change
 - g. No change
 - h. No change
 - i. No change

2. No change

C. No change

1. No change

- 2. No change
- 3. No change
- 4. No change
- 5. No change

D. No change

E. Single phase underground extensions in subdivision developments

- 1. No change
- 2. No change
 - a. No change
 - b. No change
 - c. No change
- 3. No change
 - a. No change
 - b. No change
 - c. The utility shall install or cause to be installed underground electric lines and related equipment with sufficient capacity and suitable materials that ensure adequate and reasonable electric service in the foreseeable future and in accordance with the applicable provisions of the 1997 edition (and no future editions) of ANSI Institute of Electrical and Electronic Engineers, Inc., Pub. No. C2-2007, (The National Electrical Safety Code) (2007), including no future editions or amendments, with sufficient capacity and suitable materials which shall assure adequate and reasonable electric service in the foreseeable future. ANSI C2 which is incorporated

by reference, and on file with the Office of the Secretary of State
Commission, Copies are and published by and available from the Institute
of Electrical and Electronic Engineers, Inc., ~~345 East 47th Street, New~~
~~York, New York 10017~~ 3 Park Avenue, 17th Floor, New York, New York
10016, and through <http://ieeexplore.ieee.org>.

- d. No change
- 4. No change
 - a. No change
 - b. No change
 - c. No change
- 5. No change
 - a. No change
 - b. No change
 - c. No change
 - d. No change
- F. No change

R14-2-208. Provision of Service

- A. No change
 - 1. No change
 - 2. No change
 - 3. No change
- B. No change
 - 1. No change

- 2. No change
- 3. No change
- 4. No change
- 5. No change
- C.** No change
 - 1. No change
 - 2. No change
 - 3. No change
- D.** No change
 - 1. No change
 - 2. No change
 - 3. No change
 - 4. No change
 - 5. No change
- E.** No change
- F.** Construction standard and safety
 - 1. Each utility shall construct all facilities in accordance with the provisions of the 1997 edition (and no future editions) of ANSI Institute of Electrical and Electronic Engineers, Inc., Pub. No. C2-2007, The (National Electrical Safety Code (2007), which is incorporated by reference in R14-2-207(E)(3)(c), and on file with the Office of the Secretary of State, and the 1995 edition (and no future editions) of and American Society of Mechanical Engineers, Pub. No. ANSI/ASME B31.1-2007, Power Piping (2007), (ASME Code for Pressure

~~Piping) including no future editions or amendments, which is incorporated by reference, and on file with the Office of the Secretary of State Commission.~~
~~Copies of the National Electrical Safety Code are available from the Institute of Electrical and Electronic Engineers, Inc., 345 East 47th Street, New York, New York 10017. Copies of the ASME Code for Pressure Piping are and published by and available from the American Society of Mechanical Engineers, 345 East 47th Street, New York, New York 10017~~ 3 Park Avenue, New York, New York 10016, and through <http://catalog.asme.org>.

2. Each utility shall adopt a standard alternating nominal voltage or standard alternating nominal voltages (as may be required by its distribution system) for its entire service area or for each of the several districts into which the system may be divided, which standard voltage or voltages shall be stated in the rules and regulations of each utility and shall be measured at the customer's service entrance. Each utility shall, under normal operating conditions, maintain its standard voltage or voltages within the limits of the ~~1989 edition (and no future editions)~~ of National Electrical Manufacturers Association, Pub. No. ANSI C84.1-2006, (American National Standard for Electric Power Systems and Equipment-Voltage Ratings {60Hz}) (60 Hertz) (2006), including no future editions or amendments, which is incorporated by reference, and on file with the Office of the Secretary of State Commission, and published by and ~~Copies are available from the American National Standards Institute, 1430 Broadway, New York, New York 10018~~ National Electrical Manufacturers Association, 1300

North 17th Street, Suite 1752, Rosslyn, Virginia 22209, and through

<http://www.nema.org>.

R14-2-209. Meter Reading

A. No change

1. No change
2. No change
3. No change
4. No change
5. No change
6. No change
7. No change
8. No change
9. No change

B. No change

1. No change
2. No change
3. No change
4. No change
5. No change

C. No change

1. No change
2. No change
3. No change

D. No change

E. Meter testing and maintenance program.

1. Each utility shall file with the Commission, through the Compliance Section, a plan for the routine maintenance and replacement of meters ~~which that~~ meets the requirements of the 1995 edition (and no future editions) of National Electrical Manufacturers Association, Pub. No. ANSI C12.1-2008, (American National Standard for Electric Meters: Code for Electricity Metering) (2008), including no future editions or amendments, which is incorporated by reference, and on file with the Office of the Secretary of State Commission, and published by and Copies are available from the Institute of Electrical and Electronics Engineers, Inc., 345 East 47th Street, New York, New York 10017 National Electrical Manufacturers Association, 1300 North 17th Street, Suite 1752, Rosslyn, Virginia 22209, and through www.nema.org.
2. No change
 - a. No change
 - b. No change

F. No change

ARTICLE 5. TELEPHONE UTILITIES

R14-2-506. Construction Agreements

A. No change

1. No change
2. No change
3. No change

- 4. No change
- 5. No change
- 6. No change
- 7. No change

B. No change

- 1. No change
 - a. No change
 - b. No change
 - c. No change
 - d. No change
 - e. No change
 - f. No change
 - g. No change
 - h. No change
 - i. No change

- 2. No change

C. No change

- 1. No change
- 2. No change
- 3. No change
- 4. No change
- 5. No change

D. No change

E. Underground extension of communication lines

1. No change
2. No change
 - a. No change
 - b. No change
 - c. No change
3. Installation of underground communication lines within subdivision and multiple occupancy residential developments:
 - a. No change
 - b. No change
 - c. The utility shall install or cause to be installed underground communication lines and related equipment with sufficient capacity and suitable materials that ensure adequate and reasonable communication service in the foreseeable future and in accordance with the applicable provisions of ~~the 1997 edition (and no future editions)~~ of ANSI Institute of Electrical and Electronic Engineers, Inc., Pub. No.-C2-2007, The (National Electrical Safety Code) (2007), which is incorporated by reference in R14-2-207(E)(3)(c) with sufficient capacity and suitable materials which shall assure adequate and reasonable communication service in the foreseeable future.
 - d. No change
4. No change
 - a. No change

b. No change

F. No change

G. No change

R14-2-507. Provision of Service

A. No change

B. No change

1. No change

2. No change

3. No change

4. No change

5. No change

C. No change

1. No change

2. No change

D. No change

1. No change

2. No change

3. No change

4. No change

5. No change

E. Construction standards. Each utility shall construct all facilities in accordance with the provisions of ~~the 1997 edition (and no future editions) of ANSI Institute of Electrical and Electronic Engineers, Inc., Pub. No. C2-2007, The (National Electrical Safety Code)~~ ANSI Institute of Electrical and Electronic Engineers, Inc., Pub. No. C2-2007, The (National Electrical Safety Code)

~~(2007), which is incorporated by reference and on file with the Office of the Secretary of State in R14-2-207(E)(3)(c). Copies are available from the Institute of Electrical and Electronic Engineers, Inc., 345 East 47th Street, New York, New York 10017.~~